

JK

JCWSGS 29 OCT 2004

10/28/2004 16:15 FAX 404 815 6555

KS

FILE COPY 001



KILPATRICK
STOCKTON LLP

Attorneys at Law

Suite 2800 1100 Peachtree St.
Atlanta GA 30309-4530
t 404 815 6500 f 404 815 6555
www.KilpatrickStockton.com

October 28, 2004

direct dial 404 532 6938
direct fax 404 541 3360
CFienning@KilpatrickStockton.com

FAX

RECIPIENT/ PHONE NO.	FAX NO.	COMPANY/ CITY, STATE, COUNTRY
Office of Initial Patent Examination's Filing Receipt Corrections	703-746-9195	U.S. Patent Office Alexandria, VA

Catherine E. Fienning

FROM

6

PAGES (WITH COVER)

5901

REFERENCE NO

37070/293555

CLIENT/MATTER NO.

PLEASE CALL 404 815 6497 IF YOU HAVE DIFFICULTY WITH THIS TRANSMISSION.

CONFIDENTIALITY NOTE:

The information contained in this fax message is being transmitted to and is intended for the use of the individual named above. If the reader of this message is not the intended recipient, you are hereby advised that any dissemination, distribution or copy of this fax is strictly prohibited. If you have received this fax in error, please immediately notify us by telephone and destroy this fax message.

The U.S. Patent and Trademark Office is asked to acknowledge receipt of:

1. Transmittal Form PTO/SB/21
2. Request For Issuance Of A Corrected Filing Receipt and marked copy of Updated Filing Receipt

Applicant: Steve J.D. Bell, et al.

Title: *Methods Of Manufacturer And Use Of Calcium Phosphate Particles Containing Allergens*

Serial No. 10/824,097 Filed April 13, 2004

TO BE COMPLETED BY KS OPERATIONS CENTER

TRANSMISSION RECEIPT DATE/TIME: _____

COMPLETED BY: _____

JOB CODE

21497

ATLANTA AUGUSTA CHARLOTTE LONDON RALEIGH STOCKHOLM WASHINGTON WINSTON-SALEM

PAGE 1/6 * RCVD AT 10/28/2004 4:14:43 PM [Eastern Daylight Time] * SVR:USPTO-EFAXF-2/3 * DNIS:7469195 * CSID:404 815 6555 * DURATION (mm-ss):01:54

PTO/SB/21 (04-04)


Approved for use through 07/31/2006. OMB 0851-0031

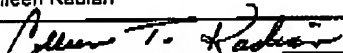
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	10/824,097
	Filing Date	April 13, 1004
	First Named Inventor	Steve J.D. Bell
	Art Unit	1615
	Examiner Name	Not Assigned
Total Number of Pages in This Submission	Attorney Docket Number	37070/293555

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): <div style="text-align: center;">Request For Issuance of A Corrected Filing Receipt</div>
<div style="border: 1px solid black; padding: 2px; display: inline-block;">Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Catherine E. Fienning, Reg. No. 54,095 Kilpatrick Stockton LLP
Signature	
Date	October 28, 2004

CERTIFICATE OF TRANSMISSION/MAILING			
I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.			
Typed or printed name	Colleen Kadian		
Signature		Date	October 28, 2004

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
 Steve J.D. Bell)
)
 Serial No. 10/824,097) Examiner: Not Assigned
)
 Filing Date: April 13, 2004) Art Unit: Not Assigned
)
 For: Methods Of Manufacture And Use Of) Docket: 37070/293555
 Calcium Phosphate Particles Containing Allergens)

Office of Initial Patent Examination's
 Filing Receipt Corrections
 Commissioner for Patents
 P. O. Box 1450
 Alexandria, VA 22313-1450

CERTIFICATE OF MAILING

I hereby certify that this document and all documents referred
 thereon as enclosed is being transmitted via facsimile to the
 Office of Initial Patent Examination's Filing Receipt
 Corrections at fax no. 703-746-9195 on October 28, 2004.

Colleen T. Kadian
 Colleen Kadian

REQUEST FOR ISSUANCE OF A CORRECTED FILING RECEIPT

Sir:

Applicants respectfully request issuance of a corrected Filing Receipt in the
 above-identified patent application making the following correction.

Kindly add the following underlined priority information to the Domestic
 Priority data as claimed by applicant:

--This application is a CIP of 09/932,538, filed 08/17/2001 which is a CIP of
 09/496,771, filed 02/03/00 (which issued as U.S. Patent No. 6,355,271) and claims
 priority to U.S. Provisional Application no. 60/118,356, filed 02/03/99; and U.S.
 Provisional Application N. 60/118,355, filed 02/03/99; and U.S. Provisional
Application No. 60/118,364, filed 02/03/99.--

REQUEST FOR ISSUANCE OF A CORRECTED FILING RECEIPT
U.S. APPLICATION NO. 10/824,097
PAGE 2

Enclosed is a copy of a Updated Filing Receipt marked to show the correction.

Respectfully requested,



Catherine E. Fienning, Reg. No. 54,095
Attorney for Assignee

KILPATRICK STOCKTON LLP
1100 Peachtree Street, Suite 2800
Atlanta, GA 30309-4530
Phone: 404-815-6500



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/824,097	04/13/2004	1615	504	37070/293555	2	26	2

CONFIRMATION NO. 6154

23370
 JOHN S. PRATT, ESQ
 KILPATRICK STOCKTON, LLP
 1100 PEACHTREE STREET
 ATLANTA, GA 30309

UPDATED FILING RECEIPT



OC00000013797886

Date Mailed: 09/14/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Steve J.D. Bell, Marietta, GA;

Power of Attorney: None

Domestic Priority data as claimed by applicant

This application is a CIP of 09/932,538 08/17/2001
 which is a CIP of 09/496,771 02/03/2000 PAT 6,355,271
 which claims benefit of 60/118,356 02/03/1999
 and claims benefit of 60/118,355 02/03/1999
 and 60/118,364 02/03/99

Foreign Applications

If Required, Foreign Filing License Granted: 06/24/2004

The number of your priority application, to be used for filing abroad under the Paris Convention is,
US10/824,097

Projected Publication Date: 12/23/2004

KS Docketing

RECEIVED

Non-Publication Request: No

Docketed for: 9/18/04 SEP 16 2004
 Entered on: now
 Initials: now
 Previously Entered: _____

Early Publication Request: No

**** SMALL ENTITY ****

Title

Methods of manufacture and use of calcium phosphate particles containing allergens

Preliminary Class

424

**LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15**

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (i)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).